

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellants: Saul Tzipori, Ramaswamy Balakrishnan, and Arthur Donohue-Rolfe

Serial No.: 10/041,958

Appeal No.: 2006-2945

For: **HUMAN NEUTRALIZING ANTIBODIES AGAINST
HEMOLYTIC UREMIC SYNDROME**

Board of Patent Appeals and Interferences

U. S. Patent and Trademark Office

P. O. Box 1450

Alexandria, VA 22313-11450

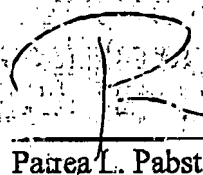
REQUEST FOR RESCHEDULING OF ORAL HEARING

Sir:

An oral hearing is scheduled in the above-identified appeal on Tuesday, June 5, 2009 at 9:00 a.m. I have a conflict with this date since I am scheduled to be out of town at an event which has been scheduled for several months. Therefore, I respectfully request that the above-identified hearing be rescheduled for another date.

The Commissioner is hereby authorized to charge any fees or credit any overpayment in connection with this patent application to Deposit Account No. 50-3129.

Respectfully submitted,



Patrea L. Pabst

Registration No. 31,284

Date: April 30, 2007

PABST PATENT GROUP LLP

400 Colony Square, Suite 1200

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Atlanta, Georgia 30361

(404) 879-2151 (Telephone)

(404) 879-2160 (Fax)



UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

MAILED

APR 26 2007

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

PATREA L. PABST
PABST PATENT GROUP, LLP
400 COLONY SQUARE
SUITE 1200
ATLANTA, GA 30361

Appeal No: 2006-2945
Appellant: Saul Tzipori et al.
Application No: 10/041,958
Hearing Room: A
Hearing Docket: A
Hearing Date: Tuesday, June 05, 2007
Hearing Time: 09:00 AM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address:

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. BOX 1450
Alexandria, Virginia 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: ☒ HEARING ATTENDANCE CONFIRMED ☐ HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see
<http://www.uspto.gov/web/offices/dcom/gcaounsel/contact.htm#bpa contacts>

RECEIVED

APR 30 2007

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/041,958

Filing Date

January 7, 2002

First Named Inventor

Saul Tzipori

Art Unit

1645

Examiner Name

Mark Albert Navarro

Attorney Docket Number

TUF 101 CIP

ENCLOSURES (Check all that apply)

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/
Incomplete ApplicationReply to Missing Parts
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD Number of CD(s)



Landscape Table on CD



After Allowance Communication to TC

Appeal Communication to Board
of Appeals and InterferencesAppeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify
below):Request for Rescheduling of
Oral Hearing

Remarks

TUF 101 CIP

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Pabst Patent Group LLP

Signature

Printed name

Patrea L. Pabst

Date

April 30, 2007

Reg. No.

31,284

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Candace C. Andrews

Date

April 30, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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TUF 101 CIP 095169-00004

PTO/SB/17 (07-08)

Approved for use through 01/31/2007. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2006☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

-0-

Complete if Known

Application Number	10/041,958
Filing Date	January 7, 2002
First Named Inventor	Saul Tzipori
Examiner Name	Albert Mark Navarro
Art Unit	1645
Attorney Docket No.	TUF 101 CIP

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number 50-3129 Deposit Account Name: Pabst Patent Group LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP =	X					

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	X		

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	750 =	(round up to a whole number) X		

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Request for Rescheduling of Oral Hearing

Fees Paid (\$)

-0-

SUBMITTED BY

Signature	Registration No. 31,284	Telephone 404-879-2152
Name (Print/Type) Patrea L. Pabst	(Attorney/Agent)	Date April 30, 2007

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

TUF 101 CIP 095169-00004

PABST PATENT GROUP

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TELEFAX

Date: April 30, 2007

To: USPTO

From: Patrea L. Pabst

Our Docket No. TUF 101 CIP
Your Docket No.

Total pages: 5 (w/fax cover)

Telephone:

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Telephone: 404-879-2151

Telefax: 404-879-2160

Client/Matter No. 095169-00004

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MESSAGE:**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appellants: Saul Tzipori, Ramaswamy Balakrishnan, and Arthur Donohue-Rolfe

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Attachments:

Transmittal Form PTO/SB/21; Fee Transmittal PTO/SB/17; and Request for Rescheduling of Oral Hearing.